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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

NOV 14 2005

Group Art Unit: 2195
Examiner: Camquy Truong

November 14, 2005

Customer Assignment No. 027516
Serial No.: 10/038,547
Filed: October 19, 2001
In re Application of: James W. Willen et al.
Title: Operating System Scheduler/Dispatcher with Randomized
Resource Allocation and User Manipulable Weightings
Docket No.: RA-5368

Non-Fee Amendment after Final

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Madam/Sir,

This is in response to the Examiner's Office Action that was mailed **9/12/2005** setting a three (3) month shortened statutory period for response, and which was made **FINAL**. This response is being faxed on Monday November 14, 2005, within the two-month response file for this action. It is believed that no extension of time is necessary. However, if such an extension is required, please consider this a petition therefore. Charge the extension fee to Deposit Account No. 19-3790, along with any additional required fees.

CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this correspondence is being transmitted via facsimile to the Patent and Trademark Office at (571) 273-8300 on the date shown.

Beth mcmahon
(Beth McMahon)

November 14, 2005
(Date)